

Single Bench

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IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH
AT BILASPUR

WRIT PETITION NO. 4437/2004

PETITIONER

: Ku. Bhagwati Sahu, D/o -
Shri Suresh Kumar Sahu,
aged about 21 yrs., R/o
Village - Basantpur
Development Block Baloda,
Tehsil and District - Janjgir -
Champa, (C. G.)

P.R. No. 24426/04
Presented by Shri. Parvati Kallamuri
dated 16-11-04

VERSUS

RESPONDENTS

1. State of Chhattisgarh,
through: Secretary Panchayat
Rural Development,
Mantralaya, Raipur, (C.G.)
2. Collector, Janjgir-Champa.
3. Janpad Panchayat, Baloda.
4. Sarpanch Gram Panchayat,
Madwa through: Tehsil -
Janjgir -Champa

16-11-04

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION
OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI,
MANDAMUS PROHIBITION AND OTHER SUITABLE WRIT OR WRITS,
DIRECTION OR DIRECTIONS, ORDER OR ORDERS:



मामला क्रमांक W.P.No. 4437 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>09.2.2005</u> Shri Abhishek Sharma, counsel for the petitioner. Shri Yashwant Singh, learned Govt. Advocate for the State/ respondents no.1 and 2 on advance copy. Heard. The case of the petitioner is that he was appointed as a contract teacher vide order dated 27.8.2004 (Annexure P-3). This order was issued by the Sarpanch of Gram Panchayat, Madwa Block Baloda Tahsil Janjgir, Distt.Janjgir Champa (C.G). The petitioner worked on the said post and ultimately after completion of the said session of 2003-04, he was again given appointment for the academic session 2004-05. A copy of this appointment letter is filed as Annexure P-4. One Ku.Kiran Swamy was aggrieved by the appointment of the petitioner on the said post. She filed proceedings before the Sub-Divisional Officer (Revenue), Janjgir vide appeal case No.2/A-89/2004-05. The petitioner was respondent no.2 in the said appeal. Learned Sub-Divisional Officer decided the matter finally vide order	

मामला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	dated 04.10.2004, a copy of which has been filed as Annexure P-5. This order went against the petitioner. It is stated that the petitioner being aggrieved by the aforesaid order, preferred an appeal before the Collector, Janjgir-Champa vide Case No.2/A-89(15)/2004-2005. Alongwith the appeal, the petitioner also filed an application for grant of stay. It is submitted by learned counsel for the petitioner that the Collector after entertaining the said application dismissed the same vide order dated 25.10.2004 which has been impugned in the present petition. Learned counsel for the petitioner makes a statement that the appeal is still pending for final disposal before the Collector. He submits that the Collector is not hearing the appeal and the same is unnecessarily being delayed, hence a direction be issued to dispose of the appeal within the stipulated period so that the matter may come to an end. The prayer seems to be reasonable which is not opposed by the counsel for the State.	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश 3	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	In the opinion of this Court also, ends of justice will be served if a direction is given to the Collector to decide the pending appeal within the stipulated period. Let the appeal itself be decided by the Collector as early as possible preferably within a period of one month from the date of receipt/production of certified copy of this order before the Collector. It is made clear that this Court has not expressed any opinion on the merits of the case. With the aforesaid directions, this petition stands finally disposed of. Consequently, MWP No.4782/2004 also stands disposed of. C.C. as per rules.	Sd/- Sunil Kumar Sinha Judge

Gr PRJ—FS/350—12/2000—50,000.